THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.25671 OF 2005

DATED:2.12.2005

Between:

B.S.Sujatha

…Petitioner

And

The Commissioner,

Alwal Municipality,

Ranga Reddy District,

Secunderabad and another

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.25671 OF 2005

ORDER:

The petitioner is a resident of Alwal Municipality. She allegedly is the owner of house No.1-9-2 admeasuring 311 Sq.yards where she is staying with family. She alleges that an unknown person commenced construction in the plot adjacent to the petitioner's house without any title and without obtaining any sanctioned plan from the Municipality. The petitioner approached the person and the workers, in vain. Therefore, she gave a representation to the first respondent on 16.11.2005 and also sent a legal notice on 20.11.2005, in vain. The petitioner also alleges that in spite of her best efforts, she is not able to get the details or particulars of the person who is making unauthorized construction on the plot adjacent to petitioner's property. Therefore, she seeks a Writ of Mandamus declaring the inaction of the respondents

as illegal, and for a direction to them to consider the representation of the petitioner and take appropriate action in respect of the illegal construction.

After hearing the learned counsel for the petitioner and the learned Standing Counsel for Alwal Municipality, this Court is of considered opinion that interest of justice would be met by directing the first respondent to consider the representation as well as the legal notice sent by the petitioner and take appropriate action within a period of ten days from the date of receipt of a copy of this order. The first respondent is also directed to cause an inspection of the illegal construction and give particulars of the person who is making such construction to the petitioner.

The Writ Petition with the above observations and directions is accordingly disposed of.

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(V.V.S.RAO, J)

2.12.2005

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